

## UNITED STATES DISTRICT COURT

for the

Southern District of New York

United States of America

v.

Shaqual Vaughan

Case No: 22-CR-452-1 (CS)

USM No: 81289-509

Date of Original Judgment: 10/11/2023

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☒ **DENIED.** ☐ **GRANTED** and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months **is reduced to** \_\_\_\_\_.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Mr. Vaughn is not eligible for a sentence reduction under 18 U.S.C. § 3582(cc) based on his having zero criminal history points, for at least two reasons. First, because the evidence clearly showed that he induced another to possess and transport a firearm, he is not qualified for the zero-criminal-history-point reduction pursuant to U.S.S.G. § 4C1.1(a)(7). Second, even if he were eligible for the reduction, that would only reduce his offense level from 37 to 35, and his Sentencing Guidelines range from 210-262 months to 168-210 months. Under U.S.S.G. § 1B1.10, a sentence cannot be reduced below the low end of the amended range, and because Mr. Vaughn's 144-month sentence is already below the low end, no further reduction is permitted.

Except as otherwise provided, all provisions of the judgment dated \_\_\_\_\_ shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 07/03/2024



Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Cathy Seibel, U.S.D.J.

Printed name and title